

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 9/8/16	NEED RESPONSE BY: 9/15/16
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: Ventura County	
3. PHONE NO.:	7. SUBJECT: Child Support Exclusion	
4. REGULATION CITE(S): 63-300(10)(A), 63-502.2(p)(4)	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s). 63-300(10)(A), 63-502.2(p)(4)	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

CalFresh HH consists of mom and 18 year old child. Mom's 10 year old child lives with dad. Mom provides a copy of a court order stating she is obligated to pay \$150 per month of child support for the 10 year old. She also provides canceled checks paid to the order of dad in the amount of \$200 for child support for the 10 year old. Which amount is allowed as an income exclusion, \$150 amount on the court order or \$200 amount actually paid and verified by mom?

CalFresh HH consists of a single male. The client provides a copy of the court order stating he is obligated to pay \$300 per month child support for his 5 year old daughter who lives with his ex-wife. He also provides check stubs, which he receives weekly, verifying a deduction of \$75 per pay period. Is the conversion factor (4.33) used to calculate the child support exclusion amount or is the flat amount of \$300 as noted on the court order?

10. REQUESTOR'S PROPOSED ANSWER:

63-502.2(p)(4) The following shall not be considered a reimbursement excludable under this provision: Child support payments that a household member pays to or for an individual living outside of the household. Payments are excluded only to the extent that they represent the household's child support obligation which has been ordered by a court or administrative authority.

For both questions, allow no more than the amount on the court order and do not use the conversion factor (4.33) when a weekly child support payment is made from earnings (garnishment or voluntary deduction).

11. STATE POLICY RESPONSE (CFPB USE ONLY):

CDSS concurs with the requestor's proposed response. While actual child support payment amounts shall be verified per MPP 63-300(10)(A) and ACIN I-45-11, only the amount of legally obligated child support payments shall be allowed as an exclusion for CalFresh budgeting purposes per MPP MPP 63-502.2 (p)(4).

FOR CDSS USE

DATE RECEIVED: 9/8/16	DATE RESPONDED TO COUNTY/ALJ: SV 09/26/2016
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